

DISPOSITION: 9-26-60. The defendants having consented without either admitting or denying the allegations of the complaint, the court entered a decree of permanent injunction enjoining the defendants from—

(a) introducing or delivering for introduction or causing to be introduced or delivered for introduction into interstate commerce, any device designated as "*Plasmatic therapy device*" including its components, parts, and accessories or the same device by any other designation, or any similar device, which is accompanied by the booklets headed "Warning" and "The Blood is The Life"; the book entitled "Practical Physical Therapy"; the loose-leaf book formerly entitled "Twenty Years Records"; the circular headed "Re: Plasmatic Therapy"; or the sheet headed "Technical Information," or by any other written, printed, or graphic matter which represents and suggests that the device has therapeutic usefulness in the treatment and cure of the diseases and conditions named in the complaint;

(b) doing or causing to be done any act with respect to any device designated as "*Plasmatic therapy device*" including its components, parts, and accessories, or the same device by any other designation, or any similar device, while such device is held for sale after shipment in interstate commerce, which will result in such device being accompanied by the aforesaid labeling, or by other written, printed, or graphic matter containing the same representations and suggestions;

(c) introducing or delivering for introduction or causing to be introduced or to be delivered for introduction into interstate commerce, any device designated as "*Plasmatic therapy device*" including its components, parts, and accessories, or the same device by any other designation, or any similar device, which fails to bear in its labeling all of the conditions, purposes, and uses for which such device is intended and for which it is represented, by any means, to the public.

6398. Radiant Cosmic Disc and Radiant Spark-O-Life. (F.D.C. No. 45021. S. Nos. 41-284/6 R.)

QUANTITY: 9 discs (1-gal. size), and 2 discs (5-gal. size), known as *Radiant Cosmic Discs*; and 16 discs (1-gal. size) known as *Radiant Spark-O-Life*, at Oakland, Calif. Each disc was packaged in an envelope.

SHIPPED: On or about 5-13-60, from Tumtum, Wash., by Thomas Health Enterprises.

LABEL IN PART: (Envelope) "Radiant \* \* \* Cosmic Disc Radiant Laboratories Leads the Nation in Natural Organic Food Growing Supplies Tum Tum, Washington;" and "Radiant \* \* \* Spark-O-Life For Fowl and Animals Radiant Laboratories Leads the Nation in Natural Organic Food Growing Supplies Tum Tum, Washington."

ACCOMPANYING LABELING: Mimeographed booklets entitled "Announcing Radiant Living" and "Index for Radiant Analysis Kits"; and one-page sheets entitled "Join Radiant Associates, Inc."

RESULTS OF INVESTIGATION: Examination showed that the articles were gray-colored, solid, porous, disc-shaped devices of various sizes, as follows: (1-gal. size)  $1\frac{15}{16}$ " in diameter x  $\frac{3}{4}$ " thick; (1-gal. size)  $2\frac{5}{16}$ " in diameter x  $1\frac{1}{2}$ " thick; and (5-gal. size)  $2\frac{11}{16}$ " in diameter x  $1\frac{1}{2}$ " thick.

In use, the discs were allowed to soak, usually for 24 hour periods, in one- or five-gallon containers of water (depending on the size of the discs). The disc reportedly served to treat the water with natural cosmic rays. The

treated water purported to have all of the beneficial effect attributed to it in the labeling of the articles.

**LIBELED:** 10-14-60, N. Dist. Calif.

**CHARGE:** 502(a)—the labeling accompanying the articles, when shipped, contained false and misleading representations that the articles were an adequate and effective treatment for detecting the presence of toxins and the absence of needed elements in the body; restoring and maintaining health, increasing growth in poultry, restoring virility and vitality to livestock and poultry, eliminating sterility and sickness in livestock and poultry, destroying putrefactive and pathogenic bacteria, improving flavor and quality of foods, neutralizing atomic radiation and poison spray contamination in foods, making contaminated food and water safe for consumption, eliminating cancer, ulcers, tuberculosis, Bang's disease, corrhiza, and other sicknesses in poultry and cattle, increasing vitamin, protein, and other nutritional values in foods, and that the consumption of foods grown on radiant disc-treated soils would prevent disease conditions and bring about recovery from disease in man and other animals.

**DISPOSITION:** 11-17-60. Default—delivered to the Food and Drug Administration.

**6399. Neuroelectronic device.** (F.D.C. No. 44709. S. No. 91-512 P.)

**QUANTITY:** 1 device at Denver, Colo.

**SHIPPED:** In February 1958, from Glendale, Calif., by W. B. Pearson.

**LABEL IN PART:** "Neuroelectronics, Glendale, California, Patent Pending."

**ACCOMPANYING LABELING:** Pamphlet entitled "To the Doctor" and a leaflet entitled "Treatment Suggestions."

**RESULTS OF INVESTIGATION:** Investigation showed the device to be an electrically operated device, producing pulsed alternating current to four pads soaked in saline solution and applied to the body during treatment. The device included various intra-cavitary electrodes.

**LIBELED:** 7-11-60, Dist. Colo.

**CHARGE:** 502(a)—when shipped, the labeling contained false and misleading representations that the article was an adequate and effective treatment for relieving or overcoming headaches; bursitis; spondylitis, arthritis; neuritis; sciatica; peripheral vascular disease; duodenal ulcer; indolent ulcer; rheumatic disorders; inflammatory conditions; sprains; fractures; neuromas; prostatitis; cystitis; hemorrhoids; constipation; high blood pressure; and numerous other diseases and abnormal conditions.

**DISPOSITION:** 9-6-60. Default—delivered to Food and Drug Administration.

#### DRUG FOR VETERINARY USE

**6400. Worm-Kill.** (F.D.C. No. 44710. S. No. 19-185 R.)

**QUANTITY:** 9 5-lb. bags at Tucumcari, N. Mex.

**SHIPPED:** 5-16-58, from Durango, Colo., by Colorado Livestock Chemical Co.

**LABEL IN PART:** (Bag) "Worm-Kill 'The All-Purpose Wormer' \* \* \* Contents: Nicotine, Sulfur, Potash, Copperas, Phenothiazine."

**LIBELED:** 7-5-60, Dist. N. Mex.

**CHARGE:** 502(a)—when shipped, the labeling contained false and misleading representations that the article was effective for treating all types of worm